

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Akito NAKAMURA et al.

Application No.: 10/749,538

Confirmation No.: 8856

Filed: December 30, 2003

Art Unit: 1642

For: REMEDIES FOR MYELOMA TO BE USED  
TOGETHER WITH NITROGEN MUSTARD  
ANTITUMOR AGENTS

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Examiner: Misook Yu, Ph.D.

MS RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RCE RESPONSE AND AMENDMENT TO FINAL OFFICE ACTION**

Dear Sir:

Responsive to the Final Office Action of February 25, 2008 ("the OA"), Applicants respectfully request entry of the amendment and consideration of the remarks set forth herein.

A Notice of Appeal was filed on July 25, 2008; thus, a response was initially due on September 25, 2008. Applicants herein submit a petition for a one month extension of time to October 25, 2008, under 37 C.F.R. §1.136, with the appropriate fee under 37 C.F.R. §1.17. Accordingly, this RCE amendment and response is timely filed.

Reconsideration and allowance of the pending claims, as amended, in light of the remarks presented herein are respectfully requested.

This response is accompanied by a request for continued examination (RCE) under 37 C.F.R. §1.114. Thus, the finality of the outstanding final office action will be withdrawn and Applicants are entitled to have this first submission for this RCE entered and considered on the merits.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.